

**SUPREME COURT MINUTES
WEDNESDAY, JULY 28, 2010
SAN FRANCISCO, CALIFORNIA**

S175351 D054740 Fourth Appellate District, Div. 1 **PEOPLE v. ANDERSON
(PAUL D.)**

Supplemental briefing ordered

The court requests each party to file a supplemental letter brief directed to the merits of the Court of Appeal's conclusion that "section 211's requirement of the use of force or fear in accomplishing the taking of the property or in retaining the property during asportation or escape in effect requires a purposeful or willful act involving a general intent to use force or fear to initially take property or thereafter retain the stolen property during asportation or escape. Absent that purposeful or willful use of force, a robbery is not committed." (Filed opn., p. 18.) The parties should also explain whether the jury was informed that the prosecution was required to prove defendant intended to use force against the victim or to cause the victim to experience fear. The parties are to file simultaneous letter briefs addressing these points on or before August 25, 2010, and may file simultaneous reply briefs on or before September 8, 2010. George, C. J., was absent and did not participate.

S175794 E047167 Fourth Appellate District, Div. 2 **PEOPLE v. WAGNER (TONY
ROBIN)**

Order filed: case held pending decision in another case

The case of *People v. Engram* (S176983) (*Engram*) is designated as the lead case to address the question whether the Riverside Superior Court violated the provisions of Penal Code section 1050, subdivision (a) (granting precedence to criminal cases over civil cases) by declining to assign last-day criminal cases to the specialized civil departments handling family law, probate, and juvenile matters.

Further action in *People v. Wagner* (S175794) (*Wagner*) is deferred pending resolution of *Engram*.

All briefs (including amicus curiae briefs) that have been filed in this court in *Wagner* will be considered by the court in its determination of *Engram*, and thus there is no need to file duplicate briefs in *Engram*.

S182843 E046846 Fourth Appellate District, Div. 2 **PEOPLE v.
TEPETITLA-CRUZ (JOSE
LUIS)**

Petition for review granted; briefing deferred

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Soto*, S167531 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

George, C. J., was absent and did not participate.

Votes: Corrigan, A. C. J., Kennard, Baxter, Werdegarr, Chin, and Moreno, JJ.

S183724 H034048 Sixth Appellate District

**PEOPLE v. HOPKINS
(JASON)**

Petition for review granted; briefing deferred

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Brown*, S181963 (see Cal. Rules of Court, rule 8.524 (c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.528, is deferred pending further order of the court.

George, C. J., was absent and did not participate.

Votes: Corrigan, A. C. J., Kennard, Baxter, Werdegarr, Chin, and Moreno, JJ.

S182384 D054342 Fourth Appellate District, Div. 1

**PEOPLE v. JUDGE
(ANTHONY)**

Petition for review granted; transferred to Court of Appeal, Fourth Appellate District, Division One

The petition for review is granted.

The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, with directions to vacate its decision and, in order to avoid an unnecessary multiplicity of proceedings, to suspend further proceedings pending finality of the proceedings on remand in *People v. McKee* (2010) 47 Cal.4th 1172 (see *id.* at pp. 1208-1210), including any proceedings in San Diego County Superior Court in which *McKee* may be consolidated with any related matters. "Finality of the proceedings" shall include the finality of any subsequent appeal and any proceedings in this court.

George, C. J., was absent and did not participate.

Votes: Corrigan, A. C. J., Baxter, Werdegarr, and Moreno, JJ.

S182857 C064891 Third Appellate District

**ANDERSON (COREY
OLIVER) v. S.C. (PEOPLE)**

Petition for review granted; transferred to Court of Appeal, Third Appellate District, with directions to issue an alternative writ

The petition for review is granted. The matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its order denying the petition for writ of mandate or prohibition and to issue an alternative writ to be heard before that court when the proceeding is

ordered on calendar.

George, C. J., was absent and did not participate.

Votes: Corrigan, A. C. J., Kennard, Baxter, Werdegar, Chin, and Moreno, JJ.

S182960 B223876 Second Appellate District, Div. 6 **CHISHOLM PARTNERS IV,
LP v. S.C. (MIDCOAST CARE,
INC.)**

Petition for review granted; transferred to Court of Appeal, Second Appellate District, Division Six, with directions to issue an alternative writ

The petition for review is granted.

The matter is transferred to the Court of Appeal, Second Appellate District, Division Six, with directions to vacate its order denying the petition for mandate and prohibition and to issue an alternative writ to be heard before that court when the proceeding is ordered on calendar.

George, C. J., was absent and did not participate.

Votes: Corrigan, A. C. J., Kennard, Baxter, Werdegar, Chin, and Moreno, JJ.

S182962 B223866 Second Appellate District, Div. 6 **HILINSKI (SCOTT F.) v. S.C.
(MIDCOAST CARE, INC.)**

Petition for review granted; transferred to Court of Appeal, Second Appellate District, Division Six, with directions to issue an alternative writ

The petition for review is granted.

The matter is transferred to the Court of Appeal, Second Appellate District, Division Six, with directions to vacate its order denying the petition for mandate and prohibition and to issue an alternative writ to be heard before that court when the proceeding is ordered on calendar.

George, C. J., was absent and did not participate.

Votes: Corrigan, A. C. J., Kennard, Baxter, Werdegar, Chin, and Moreno, JJ.

S183315 A123119 First Appellate District, Div. 3 **PEOPLE v. McKNIGHT
(TIMOTHY)**

Petition for review granted; transferred to Court of Appeal, First Appellate District, Division Three

The petition for review is granted.

The above-entitled matter is transferred to the Court of Appeal, First Appellate District, Division Three, with directions to vacate its decision and, in order to avoid an unnecessary multiplicity of proceedings, to suspend further proceedings pending finality of the proceedings on remand in *People v. McKee* (2010) 47 Cal.4th 1172 (see *id.* at pp. 1208-1210), including any proceedings in San Diego County Superior Court in which *McKee* may be consolidated with any related matters. "Finality of the proceedings" shall include the finality of any subsequent appeal and any proceedings in this court.

George, C. J., was absent and did not participate.

Votes: Corrigan, A. C. J., Baxter, Werdegarr, and Moreno, JJ.

S183450 C061291 Third Appellate District

**PEOPLE v. BARBOUR
(ROBERT SEAN)**

Petition for review granted; transferred to Court of Appeal, Third Appellate District

The petition for review is granted.

The above-entitled matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its decision and, in order to avoid an unnecessary multiplicity of proceedings, to suspend further proceedings pending finality of the proceedings on remand in *People v. McKee* (2010) 47 Cal.4th 1172 (see *id.* at pp. 1208-1210), including any proceedings in San Diego County Superior Court in which *McKee* may be consolidated with any related matters. “Finality of the proceedings” shall include the finality of any subsequent appeal and any proceedings in this court.

George, C. J., was absent and did not participate.

Votes: Corrigan, A. C. J., Baxter, Werdegarr, and Moreno, JJ.

S153603

**BEAMES (JOHN MICHAEL)
ON H.C.**

Petition for writ of habeas corpus denied (AA)

The petition for writ of habeas corpus, filed June 7, 2007, is denied.

All claims are denied on the merits. To the extent claims XIII and XVIII present claims of instructional error, they are also procedurally barred as claims that could have been but were not raised on appeal. (*In re Harris* (1993) 5 Cal.4th 813, 825, fn. 3; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

George, C. J., was absent and did not participate.

S182419 B213630 Second Appellate District, Div. 5

PEOPLE v. ZUNIGA (EDDY)

Petitions for review denied

George, C. J., was absent and did not participate.

S182431 B213452 Second Appellate District, Div. 4

**PEOPLE v. CORADO (ALAN
G.)**

Petition for review denied

George, C. J., was absent and did not participate.

S182476 C060673 Third Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

PEOPLE v. STACY (MIRYA LYNN)

S182525 D054609 Fourth Appellate District, Div. 1

Petition for review & application for stay denied

George, C. J., was absent and did not participate.

TATE (CATHY A.) v. WILBURN (HARI L.)

S182656 F056070 Fifth Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

PEOPLE v. CROSBY (BENJAMIN LEE)

S182699 B213003 Second Appellate District, Div. 5

Petition for review denied

George, C. J., was absent and did not participate.

PEOPLE v. YOKELY (SHON RAMONE)

S182709 A121959 First Appellate District, Div. 2

Petition for review denied

George, C. J., was absent and did not participate.

PEOPLE v. ALVAREZ (CHRISTIAN T.)

S182714 A120315 First Appellate District, Div. 4

Petition for review denied

George, C. J., was absent and did not participate.

PEOPLE v. JOHNSON (ANTHONY)

S182715 C061189 Third Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

PEOPLE v. PEARSON (JESSE LITTLE)

S182716 B213944 Second Appellate District, Div. 6

Petition for review denied
George, C. J., was absent and did not participate.

**PEOPLE v. FRIEDECK
(JOHN CASEY)**

S182718 B212089 Second Appellate District, Div. 7

Petition for review denied
George, C. J., was absent and did not participate.

**PEOPLE v. HESS III (JAMES
LAVERN)**

S182732 C061031 Third Appellate District

Petition for review denied
George, C. J., was absent and did not participate.

**MARTINEZ (STEVEN C.) v.
BOARD OF PAROLE
HEARINGS**

S182762 A123840 First Appellate District, Div. 5

Petition for review denied
George, C. J., was absent and did not participate.

**PEOPLE v. TAYLOR
(KENNETH CHARLES)**

S182766 H034126 Sixth Appellate District

Petition for review denied
George, C. J., was absent and did not participate.

**PEOPLE v. TURNER
(TAMIKO NIKIA)**

S182768 B213930/B218082 Second Appellate District, Div. 7 **PEOPLE v. VIGIL (VINCENT
J.)**

Petition for review denied
George, C. J., was absent and did not participate.

S182770 H033701 Sixth Appellate District

Petition for review denied
George, C. J., was absent and did not participate.

**PEOPLE v. HERNANDEZ
(PEDRO CRUZ)**

S182805 B212776 Second Appellate District, Div. 7

Petition for review denied

George, C. J., was absent and did not participate.

PEOPLE v. LEWIS (BRYAN JOSEPH)

S182833 H035177 Sixth Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

HERNANDEZ (PEDRO CRUZ) ON H.C.

S182848 A123009 First Appellate District, Div. 5

Petition for review denied

Corrigan, J., is of the opinion the petition should be granted.

George, C. J., was absent and did not participate.

**ALL ONE GOD FAITH, INC.
v. ORGANIC &
SUSTAINABLE INDUSTRY
STANDARDS, INC.**

S182868 H032711 Sixth Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. AGUILAR
(SANDRA)**

S182886 E050731 Fourth Appellate District, Div. 2

Petition for review denied

George, C. J., was absent and did not participate.

BROWN (ROGER) ON H.C.

S182904 H034392 Sixth Appellate District

Petition for review denied

Kennard, J., is of the opinion the petition should be granted.

George, C. J., was absent and did not participate.

PEOPLE V. KELLER (TERRY LEE)

S182940 H033703 Sixth Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. MALDONADO
(MARIBEL GALVAN)**

S182987 D053725 Fourth Appellate District, Div. 1

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. BERGGREN
(CRYSTAL LYNN)**

S182998 B216732 Second Appellate District, Div. 3

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. ALCARAZ
(OCTAVIO)**

S183000 G043602 Fourth Appellate District, Div. 3

Petition for review denied

George, C. J., was absent and did not participate.

**OSSENBERG (RONALD
WALTER) ON H.C.**

S183008 D054456 Fourth Appellate District, Div. 1

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. OWEN
(ANTHONY CRAIG)**

S183022 D054912 Fourth Appellate District, Div. 1

Petition for review denied

George, C. J., was absent and did not participate.

**CALIFORNIA VALLEY
MIWOK TRIBE v.
CALIFORNIA GAMBLING
CONTROL COMMISSION**

S183040 A128448 First Appellate District, Div. 4

Petition for review denied

George, C. J., was absent and did not participate.

**BONNER (WILLIAM R.) v.
S.C. (PEOPLE)**

S183097 B223990 Second Appellate District, Div. 3

Petition for review denied

George, C. J., was absent and did not participate.

FUGEL (EDWIN L.) ON H.C.

S183118 A124408 First Appellate District, Div. 5

Petition for review & depublication request(s) denied
George, C. J., was absent and did not participate.

**ELLISON (BRUCE E.) v.
SEQUOIA HEALTH
SERVICES**

S183210 B213049 Second Appellate District, Div. 7

Petition for review denied
George, C. J., was absent and did not participate.

**PEOPLE v. BUTLER (PERRY
CHARLES)**

S183235 C065024 Third Appellate District

Petition for review denied
George, C. J., was absent and did not participate.

**MADRID (ALEJANDRO) v.
S.C. (PEOPLE)**

S183238 G041512 Fourth Appellate District, Div. 3

Petition for review denied
Chin, J., was recused and did not participate.
George, C. J., was absent and did not participate.

**PLUMMER (MARK B.) v.
DAY/EISENBERG LLP.**

S183265 B200904 Second Appellate District, Div. 2

Petition for review denied
George, C. J., was absent and did not participate.

**PEOPLE v. AGUIRRE
(MICHAEL ANGELO)**

S183267 B216483 Second Appellate District, Div. 2

Petition for review denied
George, C. J., was absent and did not participate.

PEOPLE v. ORTEGA (URIEL)

S183291 F059579 Fifth Appellate District

Petition for review denied
Baxter, J., was recused and did not participate.
George, C. J., was absent and did not participate.

**FLEMMING (MICHAEL) ON
H.C.**

S183317 B211820 Second Appellate District, Div. 3

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. CARRERA
(MIGUEL EUGENE)**

S183318 H034449 Sixth Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

**ONKVISIT (SAK) v.
CALIFORNIA STATE
PERSONNEL BOARD/
(BOARD OF TRUSTEES OF
CALIFORNIA STATE
UNIVERSITY)**

S183319 B223983 Second Appellate District, Div. 1

Petition for review denied

George, C. J., was absent and did not participate.

**BECKETT (GLENN F.) v. S.C.
(PASADENA UNIFIED
SCHOOL DISTRICT)**

S183369 A122693/A123263 First Appellate District, Div. 2

Petition for review denied

George, C. J., was absent and did not participate.

**TOTAL TERMINALS
INTERNATIONAL LLC. v.
CITY OF OAKLAND**

S183383 C065066 Third Appellate District

Petition for review denied

The Chief Justice declined petitioner's request that he recused himself.

The petition for review is denied.

George, C. J., was absent and did not participate.

**KALFOUNTZOS
(NIKIFOROS P.) v. S.C. (CITY
OF SACRAMENTO)**

S183399 H035582 Sixth Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

**DONNEY (KENNETH
HARRY) ON H.C.**

S183401 B214382 Second Appellate District, Div. 8

Petition for review denied

George, C. J., was absent and did not participate.

PEOPLE v. ALVAREZ (ROY RIOS)

S183468 C062192 Third Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

PEOPLE v. BROWN (DUANE LEE)

S183474 B215823 Second Appellate District, Div. 7

Petition for review denied

George, C. J., was absent and did not participate.

PEOPLE v. FONSECA (RODERICK O.)

S183495 F059507 Fifth Appellate District

Petition for review denied

Baxter, J., was recused and did not participate.

George, C. J., was absent and did not participate.

THOMAS (MICHAEL EUGENE) ON H.C.

S183496 B209201/B213607 Second Appellate District, Div. 3 **ROSSCO HOLDINGS, INC. v. BANK OF AMERICA, N.T. & S.A.**

Petition for review denied

Chin, J., was recused and did not participate.

George, C. J., was absent and did not participate.

S183506 F057979 Fifth Appellate District

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Brown*, S181963.

George, C. J., was absent and did not participate.

PEOPLE v. QUEZADA (ARMANDO RAMIREZ)

S183517 E050856 Fourth Appellate District, Div. 2

Petition for review denied

George, C. J., was absent and did not participate.

**COYLE (JEFFREY R.) ON
H.C.**

S183529 F059706 Fifth Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

SIMPSON (CRAIG) ON H.C.

S183538 F059597 Fifth Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

SALINAS (JOE) ON H.C.

S183558 B214413 Second Appellate District, Div. 5

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. MOORE
(TYRONE AGUSTUS)**

S183560 F057982 Fifth Appellate District

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Brown*, S181963.

George, C. J., was absent and did not participate.

**PEOPLE v. QUEZADA
(ARMANDO RAMIREZ)**

S183577 A128656 First Appellate District, Div. 2

Petition for review denied

George, C. J., was absent and did not participate.

**TAYLOR (RONALD E.) ON
H.C.**

S183582 B213358 Second Appellate District, Div. 5

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Dungo*, S176886, *People v. Gutierrez*, S176620, *People v. Lopez*, S177046, and/or *People v. Rutterschmidt*, S176213.

George, C. J., was absent and did not participate.

**PEOPLE v. KING (MICHAEL
STEVEN)**

S183607 A126262 First Appellate District, Div. 4

Petition for review denied

George, C. J., was absent and did not participate.

**McGEE (CHRIS) v. PATEL
(PRATIK)**

S183609 B217118 Second Appellate District, Div. 4

Petition for writ of mandate/prohibition denied

George, C. J., was absent and did not participate.

**RUSHEEN (TERRY) v.
COURT OF APPEAL,
SECOND APPELLATE
DISTRICT, DIVISION FOUR
(HAN)**

S183632 B207567 Second Appellate District, Div. 8

Petition for review denied

George, C. J., was absent and did not participate.

**GAGGERO (STEPHEN M.) v.
KNAPP, PETERSEN &
CLARKE**

S183656 B220908 Second Appellate District, Div. 2

Petition for review denied

George, C. J., was absent and did not participate.

**CALIFORNIA INSURANCE
GUARANTEE ASSOCIATION
v. WORKERS'
COMPENSATION APPEALS
BOARD (LIBERTY MUTUAL
INSURANCE)**

S183675 E047077 Fourth Appellate District, Div. 2

Petition for review denied

George, C. J., was absent and did not participate.

**RON BURNS
CONSTRUCTION
COMPANY, INC. v. MOORE
(DAVID R.)**

S183686 C062457 Third Appellate District

Petition for review denied
George, C. J., was absent and did not participate.

**PEOPLE v. CHAMBERS
(MELINDA RUTH)**

S183693 F058475 Fifth Appellate District

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Brown*, S181963.
Baxter, J., was recused and did not participate.
George, C. J., was absent and did not participate.

**PEOPLE v. KOMNENUS
(CHRISTOPHER)**

S183694 B214662 Second Appellate District, Div. 7

Petition for review denied
George, C. J., was absent and did not participate.

**PEOPLE v. CALHOUN
(GARY STEVEN)**

S183700 B224743 Second Appellate District, Div. 3

Petition for review denied
George, C. J., was absent and did not participate.

WILSON (GERALD) ON H.C.

S183701 H033726 Sixth Appellate District

Petition for review denied
George, C. J., was absent and did not participate.

**PEOPLE v. LILLIE
(CHARLES DESHAWN)**

S183707 C060509 Third Appellate District

Petition for review denied
George, C. J., was absent and did not participate.

**ARTHURS (PAUL) v. ROSE
(GARY)**

S183708 G041646 Fourth Appellate District, Div. 3

Petition for review denied
George, C. J., was absent and did not participate.

**PEOPLE v. TAPIA (VICTOR
HUGO)**

S183710 H035653 Sixth Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

**WOODS II (EARNEST C.) ON
H.C.**

S183716 B211382 Second Appellate District, Div. 7

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. BRUNELLE
(MARCEL)**

S183717 B214706 Second Appellate District, Div. 5

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. ALLEN (DAVID
SAMUEL)**

S183721 E047043 Fourth Appellate District, Div. 2

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. GARCIA (LARRY
JOE)**

S183726 B215350 Second Appellate District, Div. 8

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. CARDENAS
(RUDOLFO)**

S183735 B220276 Second Appellate District, Div. 4

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v.
MENDOZA (LUIS ALBERTO)**

S183738 E049399 Fourth Appellate District, Div. 2

Petition for review denied

George, C. J., was absent and did not participate.

IN RE A.W.

S183745 B209178 Second Appellate District, Div. 8

Petition for review denied

Kennard, J., is of the opinion the petition should be granted.

George, C. J., was absent and did not participate.

**S.M. v. LOS ANGELES
UNIFIED SCHOOL DISTRICT**

S183751 C061657 Third Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. LAMZON (RUEL
ESQUERRA)**

S183753 C062628 Third Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

**PRIME GAS, INC. v. CITY OF
SACRAMENTO**

S183773 H033640 Sixth Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. SAUSEDO III
(LEO RAYMOND)**

S183777 E047905 Fourth Appellate District, Div. 2

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Brown*, S181963.

George, C. J., was absent and did not participate.

**PEOPLE v. McDONALD
(JEFFREY STEVEN)**

S183779 B217873 Second Appellate District, Div. 6

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. FRANKLIN
(MARK)**

S183781 C058730 Third Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. FERRERIA, JR.,
(FAUSTO DEVERA)**

S183788 B217033 Second Appellate District, Div. 2

Petition for review & publication request(s) denied
George, C. J., was absent and did not participate.

**REYES (BUENA VENTURA F.
& BERNADETTE M.),
MARRIAGE OF**

S183800 B209162 Second Appellate District, Div. 4

Petition for review denied
George, C. J., was absent and did not participate.

**PEOPLE v. CERVANTES
(ANTONIO ROMERO)**

S183801 G041758 Fourth Appellate District, Div. 3

Petition for review denied
George, C. J., was absent and did not participate.

**PEOPLE v. JIMENEZ
(ISMAEL MAGDALENO)**

S183804 D055688 Fourth Appellate District, Div. 1

Petition for review denied
George, C. J., was absent and did not participate.

**PEOPLE v. TAYLOR
(SHAUNTAE RAMON)**

S183806 F057178 Fifth Appellate District

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Brown*, S181963.
George, C. J., was absent and did not participate.

**PEOPLE v. WILLIS (TONY
LEROY)**

S183811 C061665 Third Appellate District

Petition for review denied
George, C. J., was absent and did not participate.

PEOPLE v. GRAY (BILLY)

S183824 D054447 Fourth Appellate District, Div. 1

Petition for review denied
George, C. J., was absent and did not participate.

PEOPLE v. LOPEZ (LOUIS)

S183849 E046841 Fourth Appellate District, Div. 2

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. MARTINEZ, JR.,
(ROBERT DANIEL)**

S183862 C062227 Third Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

**FOWLER (GENEVIEVE) v.
STOCKTON UNIFIED
SCHOOL DISTRICT**

S183867 E049655 Fourth Appellate District, Div. 2

Petition for review denied

George, C. J., was absent and did not participate.

IN RE J.B.

S183871 G041833 Fourth Appellate District, Div. 3

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. MILES (NORMAN
KELLY)**

S183878 B216152 Second Appellate District, Div. 7

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. WATKINS
(EDWARD G.)**

S183892 E048896 Fourth Appellate District, Div. 2

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. MORAIN (JUSTIN
WILLIAM)**

S183895 A123012 First Appellate District, Div. 5

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. LATIMORE
(WILLIE E.)**

S183898 B212922 Second Appellate District, Div. 4

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. DUPOIS
(DEANDRE D.)**

S183902 G041033 Fourth Appellate District, Div. 3

Petition for review denied

George, C. J., was absent and did not participate.

**EMERCON
CONSTRUCTION, INC. v.
BUTTERFIELD (CARLEEN)**

S183905 F057711 Fifth Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

IN RE A.S.

S183909 C062650 Third Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

**PEOPLE v. RODRIGUEZ
(HENRY RICHARD)**

S183910 B221124 Second Appellate District, Div. 4

Petition for review denied

George, C. J., was absent and did not participate.

**CHOI (KI B.) v. WORKERS'
COMPENSATION APPEALS
BOARD (UNION LEE
CONSTRUCTION)**

S183925 B218196 Second Appellate District, Div. 6

Petition for review denied

George, C. J., was absent and did not participate.

**REDDINGTON (BJORN &
KATHLEEN) v. COUNTY
OF SANTA BARBARA**

S183928 H033049 Sixth Appellate District

Petition for review denied

George, C. J., was absent and did not participate.

**AVERY (PRESTON) v.
COUNTY OF SANTA CLARA**

S183933 E047941 Fourth Appellate District, Div. 2

**RAYMOND (COLLETTE) v.
COUNTRYWIDE HOME
LOANS, INC.**

Petition for review denied

George, C. J., was absent and did not participate.

S184043

**ASHANTI (ASKIA S.) v.
SCHWARZENEGGER
(ARNOLD)**

Petition for writ of mandate/prohibition denied

The request for appointment of counsel and the petition for writ of mandamus or prohibition (as well as the request for judicial notice contained therein), all filed on June 22, 2010, are denied.

George, C. J., was absent and did not participate.

S184052 B214348 Second Appellate District, Div. 8

**PEOPLE v. ESMIEU
(MARCEL)**

Petition for review & application for stay denied

George, C. J., was absent and did not participate.

S184159 B224570 Second Appellate District, Div. 1

**GUPTA (RAJ
CHRISTOPHER) v. S.C.
(PEOPLE)**

Petition for review & application for stay denied

George, C. J., was absent and did not participate.

S184166 E045636 Fourth Appellate District, Div. 2

**ROGOVEANU (ANN &
VALENTIN) , MARRIAGE OF**

Petition for review denied

George, C. J., was absent and did not participate.

S184724 B223840 Second Appellate District

**ROMANOV (OLGA) v.
LIVNEV (SERGEY)**

Petition for review & application for stay denied

George, C. J., was absent and did not participate.

S175679**VILLALOBOS (SALVADOR)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.) George, C. J., was absent and did not participate.

S178792**LAL (AZHAR) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921.) George, C. J., was absent and did not participate.

S179043**GARCIA (JAIME F.) ON H.C.**

The petition for writ of habeas corpus is denied. George, C. J., was absent and did not participate.

S179178**STINSON (STEPHEN) ON
H.C.**

The petition for writ of habeas corpus is denied. George, C. J., was absent and did not participate.

S179197**SALINAS III (DANIEL BOY)
ON H.C.**

The petition for writ of habeas corpus is denied. George, C. J., was absent and did not participate.

S179268**SINGH (PARDEEP) ON H.C.**

The petition for writ of habeas corpus is denied. George, C. J., was absent and did not participate.

S179790**EASLEY (EDWARD
CHARLES) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Villa* (2009) 45 Cal.4th 1063; *In re Wessley W.* (1981) 125 Cal.App.3d 240, 246; *In re Azurin* (2001) 87 Cal.App.4th 20.) George, C. J., was absent and did not participate.

S179855**REED (JOSEPH) ON H.C.**

The petition for writ of habeas corpus is denied. George, C. J., was absent and did not participate.

S179884**NEBLETT (JOHN) ON H.C.**

The petition for writ of habeas corpus is denied.
George, C. J., was absent and did not participate.

S179885**LEVINGSTON (JEROME
ANTHONY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)
George, C. J., was absent and did not participate.

S179933**HUBBARD (SIDNEY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)
George, C. J., was absent and did not participate.

S179971**MARTIROSYAN (RAFAEL)
ON H.C.**

The petition for writ of habeas corpus is denied.
George, C. J., was absent and did not participate.

S179974**MONTEMAYOR (ALVARO)
ON H.C.**

The petition for writ of habeas corpus is denied.
George, C. J., was absent and did not participate.

S179976**ARONSON (PATRICK) ON
H.C.**

The petition for writ of habeas corpus is denied.
George, C. J., was absent and did not participate.

S179996**FINLEY (JOWELL) ON H.C.**

The petition for writ of habeas corpus is denied.
George, C. J., was absent and did not participate.

S179999**HAIL (RICHARD O.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)

George, C. J., was absent and did not participate.

S180000**SCOTT (LIONEL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734; *In re Waltreus* (1965) 62 Cal.2d 218.)

George, C. J., was absent and did not participate.

S180001**McNEAL (GARY) ON H.C.**

The petition for writ of habeas corpus is denied.

George, C. J., was absent and did not participate.

S180109**KENNY (DAVID MATTHEW)
ON H.C.**

The petition for writ of habeas corpus is denied.

George, C. J., was absent and did not participate.

S180115**RODGERS (FLOYD
ANTHONY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

George, C. J., was absent and did not participate.

S180123**FRYER (MITCHELL E.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

George, C. J., was absent and did not participate.

S180124**JONES (RAYMOND) ON H.C.**

The petition for writ of habeas corpus is denied.

George, C. J., was absent and did not participate.

S180131**DELGIORNO
(CHRISTOPHER) ON H.C.**

The petition for writ of habeas corpus is denied.
George, C. J., was absent and did not participate.

S180135**FOY (TIMOTHY L.) ON H.C.**

The petition for writ of habeas corpus is denied.
George, C. J., was absent and did not participate.

S180143**HALEY (DONYAE DWAYNE)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)
George, C. J., was absent and did not participate.

S180145**WARE (MICHAEL JASON)
ON H.C.**

The petition for writ of habeas corpus is denied.
George, C. J., was absent and did not participate.

S180147**JAMES III (JOHN E.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)
George, C. J., was absent and did not participate.

S180950**VALLIN (JOSE) ON H.C.**

The petition for writ of habeas corpus is denied.
George, C. J., was absent and did not participate.

S181026**ORTEGA (MARCOS
ESTEBAN) ON H.C.**

The petition for writ of habeas corpus is denied.
George, C. J., was absent and did not participate.

S181111**BOUSMAN (RICHARD LEE)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Villa* (2009) 45 Cal.4th 1063, 1068-1071.)

George, C. J., was absent and did not participate.

S181666**KING (JESSE STEPHEN) ON
H.C.**

The petition for writ of habeas corpus is denied.

George, C. J., was absent and did not participate.

S181676**HARDNEY (JOHN) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

George, C. J., was absent and did not participate.

S181782**LOFTON (JOHN F.) ON H.C.**

The petition for writ of habeas corpus is denied.

George, C. J., was absent and did not participate.

S182286**COOKE (KENDALL) ON H.C.**

The petition for writ of habeas corpus is denied.

George, C. J., was absent and did not participate.

S182851**MOREHEAD (ROBERT E.)
ON H.C.**

The petition for writ of habeas corpus is denied.

George, C. J., was absent and did not participate.

S183105**MORRIS (EARL C.) ON H.C.**

The petition for writ of habeas corpus is denied.

George, C. J., was absent and did not participate.

S183903**LILLY (CHRISTOPHER J.)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

George, C. J., was absent and did not participate.

S183954**WYSINGER (MURAD) ON
H.C.**

The petition for writ of habeas corpus is denied.

George, C. J., was absent and did not participate.

S184028**VANOVER (AARON PAUL)
ON H.C.**

The petition for writ of habeas corpus is denied.

George, C. J., was absent and did not participate.

S184072**WYSINGER (MURAD) ON
H.C.**

The petition for writ of habeas corpus is denied.

George, C. J., was absent and did not participate.

S184092**ROBINSON (GEORGE R.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

George, C. J., was absent and did not participate.

S184094**GUZMAN-GARCIA (EDWIN
IVAN) ON H.C.**

The petition for writ of habeas corpus is denied.

George, C. J., was absent and did not participate.

S184154**ATLAS (WILFRED) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

George, C. J., was absent and did not participate.

S184222

The petition for writ of habeas corpus is denied.
George, C. J., was absent and did not participate.

**DEERE (ARTHUR RAY) ON
H.C.****S184242**

The petition for writ of habeas corpus is denied.
George, C. J., was absent and did not participate.

**ALBERT (ANGELA
LATRECE) ON H.C.****S184284**

The petition for writ of habeas corpus is denied.
George, C. J., was absent and did not participate.

**DEERE (ARTHUR RAY) ON
H.C.****S182393** B211605 Second Appellate District, Div. 2

Publication request denied (case closed)
George, C. J., was absent and did not participate.

**OCEAN FRESH TRADING,
INC. v. DANG (JIMMIE)****S183033** B217207 Second Appellate District, Div. 7

Publication request denied (case closed)
George, C. J., was absent and did not participate.

**GARCIA (MARIAH) v.
OCEANS SPORTS BAR, INC.****S183111** G041399 Fourth Appellate District, Div. 3

Publication request denied (case closed)
George, C. J., was absent and did not participate.

**YANEZ (ABELINO) v.
GARDEA (CHARYTO)****S183494** H034693 Sixth Appellate District

Publication request denied (case closed)
George, C. J., was absent and did not participate.

PEOPLE v. CHHO (SAKHON)

S183776

B221981 Second Appellate District, Div. 8

**JUDGE (MICHAEL P.) v. S.C.
(HENNIGAN)**

Publication request denied (case closed)

George, C. J., was absent and did not participate.

S056391**PEOPLE v. WILLIAMS, JR.,
(BOB RUSSELL)**

Motion for access to sealed record granted

The "Motion to Authorize Inspection and Copying of Sealed and Confidential Materials," filed by the Attorney General on May 4, 2010, is granted, as follows.

The Attorney General is granted access to the following confidential and sealed records in *People v. Bob Russell Williams* (S056391):

- 1) Sealed Jury Ladder.
- 2) Sealed Unredacted Pages from Sworn Jurors' Questionnaires, and Key Correlating Juror Names with Numbers.

The Attorney General must supply the personnel and equipment necessary to undertake the examination and copying of the records described above, which must occur on the premises of this court.

It is ordered that the Attorney General not release or cause to be released any of the confidential or sealed materials, or the information contained therein, to any person other than those agents and representatives whom the Attorney General may authorize. If the Attorney General wishes to quote, cite, disclose, or describe the confidential or sealed materials in any court papers, those papers must themselves be filed under seal.

George, C. J., was absent and did not participate.

S160915**COOK (JOSEPH LLOYD) ON
H.C.**

Order filed

Petitioner's motion to correct the court's order of April 14, 2010, is granted in the following manner:

Counsel for the respondent is ordered to destroy, unread, the copies of transcripts of hearings held on April 26, 1994, April 27, 1994, April 28, 1994, June 3, 1994, June 27, 1994, and June 30, 1994, supplied to respondent in error.

Petitioner's request that respondent be supplied with copies of sealed transcripts of hearings held on November 10, 1992, November 12, 1992, and May 24, 1994, is denied for the following reasons: A copy of the transcript of the hearing of November 10, 1992, is contained in the "Clerk's Transcript on Appeal, case No. MISC-5921, Volume 1 of 1," at pages 24 through 35, and was supplied to respondent pursuant to our order of April 14, 2010; the record on appeal contains no transcript, sealed or unsealed, for proceedings on November 12, 1992; and the transcript of the proceedings of May 24, 1994, is not sealed (24 RT 49180-4950).

George, C. J., was absent and did not participate.

S176983 E047015 Fourth Appellate District, Div. 2**PEOPLE v. ENGRAM
(TERRION MARCUS)**

Order filed

The case of *People v. Engram* (S176983) (*Engram*) is designated as the lead case to address the question whether the Riverside Superior Court violated the provisions of Penal Code section 1050, subdivision (a) (granting precedence to criminal cases over civil cases) by declining to assign last-day criminal cases to the specialized civil departments handling family law, probate, and juvenile matters.

Further action in *People v. Wagner* (S175794) (*Wagner*) is deferred pending resolution of *Engram*.

All briefs (including amicus curiae briefs) that have been filed in this court in *Wagner* will be considered by the court in its determination of *Engram*, and thus there is no need to file duplicate briefs in *Engram*.

S176983 E047015 Fourth Appellate District, Div. 2**PEOPLE v. ENGRAM
(TERRION MARCUS)**

Request for judicial notice granted

The request for judicial notice, filed by appellant on December 30, 2009, is granted.

S183653**ACCUSATION OF COLLINS**

Petition denied (accusation)
George, C. J., was absent and did not participate.

S183662**ACCUSATION OF PODARAS**

Petition denied (accusation)
George, C. J., was absent and did not participate.

S183682**ACCUSATION OF
MITCHELL**

Petition denied (accusation)
George, C. J., was absent and did not participate.

S183883**ACCUSATION OF BRUTO CO
ENGINEERING &
CONSTRUCTION, INC.**

Petition denied (accusation)
George, C. J., was absent and did not participate.

S183908

Petition denied (accusation)
George, C. J., was absent and did not participate.

ACCUSATION OF FOX

S184202

Petition denied (accusation)
George, C. J., was absent and did not participate.

ACCUSATION OF KAY

S184273

Petition denied (accusation)
George, C. J., was absent and did not participate.

ACCUSATION OF THAO

